

**Introduced by Senator Dutton**

February 22, 2006

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An act to amend Section 110430 of the Health and Safety Code, relating to food.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1419, as introduced, Dutton. Food: permits.

Under existing law, the Sherman Food, Drug, and Cosmetic Law, the State Department of Health Services generally regulates the packaging, labeling, and advertising of food, drugs, devices, and cosmetics. Existing law provides that, whenever the department finds that a class of food distributed in this state may, by reason of contamination with micro-organisms during manufacture, packing, or storage, be injurious to the health of any person or other animal that consumes it, and that the injurious nature cannot be adequately determined after this food has entered commerce, the department shall adopt regulations providing for the issuance of permits to manufacturers, processors, or packers of the class of food.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 110430 of the Health and Safety Code
- 2     is amended to read:
- 3     110430. Whenever the department finds that a class of food
- 4     distributed in this state may, by reason of contamination with
- 5     micro-organisms during manufacture, packing, or storage, be

1 injurious to the health of any ~~man~~ *person* or other animal that  
2 consumes it and that the injurious nature cannot be adequately  
3 determined after this food has entered commerce, the department  
4 shall adopt regulations providing for the issuance of permits to  
5 manufacturers, processors, or packers of the class of food. These  
6 permits shall establish conditions governing the manufacture,  
7 packing, or storage of the class of food for the period of time as  
8 may be necessary to protect the public health. The regulations  
9 shall prescribe a date after which no person shall introduce or  
10 deliver for introduction into commerce any food manufactured,  
11 packed, or stored by any manufacturer, processor, or packer,  
12 unless the person holds a permit issued by the department as  
13 provided by the regulations.

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